


**MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

FILED

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CLERK OF DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA, FLORIDA

UNITED STATES OF AMERICA,

Case No. 8:03-CR-77-T-30TBM

v.

SAMI AMIN AL-ARIAN, et al.,

Defendants.

_____ /

**MOTION TO ALLOW DEFENSE ATTORNEYS TO REVIEW
DISCOVERY DOCUMENTARY EVIDENCE WITH SAMI AL-ARIAN
IN CONFIDENTIAL SETTING**

COMES NOW, the accused, SAMI AMIN AL-ARIAN, by and through his undersigned counsel, and moves this Honorable Court for the entry of an Order allowing defense counsel, Linda Moreno and William Moffitt, to review documentary evidence with their client in a confidential setting this Monday, February 9, 2004. As grounds for the foregoing, counsel offers the following:

1. The accused is currently confined in the Hillsborough County Jail at Orient Road and brought to a location on a daily basis to review documents seized in the 1995 search of his home, University of South Florida office, and WISE.
2. It is unknown how long this process of document review will continue.
3. Defense counsel William Moffitt has arranged to fly into Tampa from Washington, D.C. this weekend for the sole purpose of reviewing these documents with Dr. Al-Arian. Ms. Moreno will accompany him in this review.

442

4. The U.S. Marshalls have informed Dr. Al-Arian that defense counsel will have to be confined in the holding cell with their client if they wish to review the evidence.
5. The holding cell is hardly an appropriate setting for defense counsel and their client to conduct a meaningful review of documents, nor is it a setting conducive to privileged communications between attorney and client.

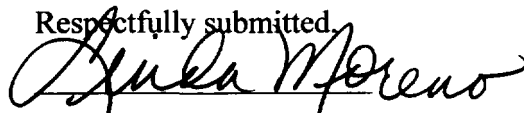
RELIEF REQUESTED

The undersigned requests the Court to order the United States Marshalls, in compliance with the Fifth and Sixth Amendments to the United States Constitution, to allow counsel and the accused to review documents and conduct privileged communications this Monday, February 9, 2004,

WHEREFORE, the Accused respectfully requests this Honorable Court grant this motion to allow defense counsel and Dr. Al-Arian to review evidence and confer in a confidential setting.

Dated: 5 February 2004

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been

Sent via U. S. Mail this 5 day of February, 2004.

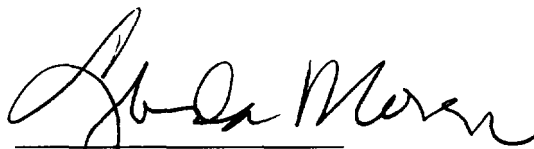
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